



*JAN
RCE*

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

	<i>Application Number</i>	10/025,223
	<i>Filing Date</i>	December 19, 2001
	<i>First Named Inventor</i>	Jeffrey A. Von Arx
	<i>Group Art Unit</i>	3762
	<i>Examiner Name</i>	George Manuel
	<i>Attorney Docket Number</i>	279.366US1
	<i>Customer No.</i>	21186

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application entitled A TELEMETRY DUTY CYCLE MANAGEMENT SYSTEM FOR AN IMPLANTABLE MEDICAL DEVICE.

Submission required under 37 C.F.R. § 1.114

1. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on .
2. Consider the arguments in the Appeal Brief or Reply Brief previously filed on .
3. An Amendment and Response Under 37 CFR § 1.116 (10 pgs.) is enclosed.
4. A new power of attorney (pages) is enclosed.
5. An Information Disclosure Statement is enclosed (2 pgs.).
 - a. 2 Forms 1449
 - b. 3 Copies of IDS Citations
6. Authorization to charge Deposit Account No. 19-0743 in the amount of \$790.00 to pay the RCE filing fee required under C.F.R. § 1.17(e).
7. The Commissioner is hereby authorized to credit overpayments or charge any fees set forth in 37 CFR §§ 1.16 through 1.18 to Deposit Account No. 19-0743.
8. A Petition for Extension of Time in the prior application (1 pg.) is enclosed along with authorization to charge Deposit Account No. 19-0743 in the amount of \$120.00 to pay the extension fee.
9. A Communication Concerning Related Applications (2 pgs.).

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

By: J. Kevin Parker
 Atty: J. Kevin Parker
 Reg. No. 33,024

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Attn-Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 10 day of January, 2005.

Name

Paula Suchy

Signature

01/18/2005 SSITHIB1 00000080 190743 10025223

01 FC:1801 790.00 DA



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jeffrey A. Von Arx et al. Examiner: George Manuel
Serial No.: 10/025,223 Group Art Unit: 3762
Filed: December 19, 2001 Docket No.: 279.366US1
Title: A TELEMETRY DUTY CYCLE MANAGEMENT SYSTEM FOR AN
IMPLANTABLE MEDICAL DEVICE

AMENDMENT AND RESPONSE UNDER 37 CFR § 1.111

MS: RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

/

This amendment is filed in conjunction with a Request for Continuing Examination and responds to the Office Action dated September 10, 2004. Please amend the above-identified patent application as follows.

This response is accompanied by a Petition, as well as the appropriate fee, to obtain a one-month extension of the period for responding to the Office Action, thereby moving the deadline for response from December 10, 2004 to January 10, 2005.